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HOUSE BILL 545 By
Pruitt

SENATE BILL 804
By Harper

AN ACT to amend Tennessee Code Annotated, Section 68-11-106, relative to requirements for issuing a certificate of need to a nonresidential methadone treatment facility.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-11-106(d)(3), is amended by inserting the language “, the member of the house of representatives and the senator of the general assembly representing the district in which the facility is proposed to be located,” between the words “proposed to be located” and the words “and to the mayor” in the second sentence.

SECTION 2. Tennessee Code Annotated, Section 68-11-106, is further amended by adding a new subsection to be designated as follows:

(o)

(1) No certificate of need for a non-residential methadone treatment facility shall be approved or issued by the health facilities commission unless, in addition to meeting the other requirements of Tennessee Code Annotated, Title 68, Chapter 11, Part 1, the applicant demonstrates that the facility has and will maintain an affiliation with a teaching or research medical facility or institution.

For purposes of this subsection, “affiliation with a teaching or research medical facility or institution” means that a teaching or research medical facility or institution has an ownership interest in the entity that will hold the license for the non-residential methadone treatment facility and has governance or voting rights in the entity that will hold the license for the non-residential methadone treatment facility.

(2) Any certificate of need approved and issued for a non-residential methadone treatment facility shall include a condition, in accordance with §68-11-108, requiring the non-residential methadone treatment facility to have and maintain an affiliation with a teaching or research medical facility or institution in accordance with this subsection.

SECTION 3. The provisions of this act shall not apply to any facility that holds a valid license as a non-residential methadone treatment facility as of the effective date of this act.

SECTION 4. This act shall take effect July 1, 2001, the public welfare requiring it.